

*Docket: 410289*

### REMARKS

The above amendments attend to all outstanding issues in the Requirement for Restriction mailed March 13, 2006. Claims 1-54 are pending in the application. Claims 55-73 are cancelled.

Claim 2 has been amended to correct a grammatical error. Claim 38 has been amended to recite a reducing agent ranging from 0.01% to 3% by weight of the grain protein. Support for this amendment may be found, for example, at p. 6, [0025]. Claim 45 has been amended to insert the missing word "fibers". Support for this amendment may be found, for example, in claim 42. No new matter has been added by these amendments.

### RESPONSE TO RESTRICTION REQUIREMENT

The Examiner has required restriction to one of two groups of claims defined as:

- I. Claims 1-54, drawn to a resin formulation; and
- II. Claims 55-73, drawn to a method of forming grain protein-based pellets.

In response to the Examiner's restriction requirement, Applicants elect the Group I claims 1-54.

All pending claims 1-54 are readable upon a resin formulation (i.e., Group I).

Applicants thank the Examiner for the reminder that inventorship must be consistent with the claims presented, and that cancellation of claims to a non-elected invention can sometimes necessitate a change in inventorship. In the present case, the inventorship remains unchanged.

Given the above election, Applicants have addressed all issues raised in the Office Action dated March 13, 2006, and respectfully request examination of all pending claims.

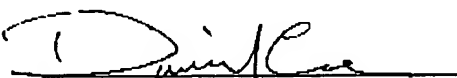
*Docket: 410289*

No fees are believed due; however, if any fee is deemed necessary in connection with this Response, the Commissioner is authorized to charge Deposit Account 12-0600. If any issues remain outstanding, the Examiner is encouraged to telephone the undersigned attorney.

Respectfully submitted,

LATHROP & GAGE LC

April 13, 2006



David J. Lee, Reg. No. 41,935  
Lathrop & Gage LC  
4845 Pearl East Circle, Suite 300  
Boulder, CO 80301  
Tele: (720) 931-3021  
Fax: (720) 931-3001